

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Need et al.	Examiner:	Truong, Lechi
Serial No.:	10/717,307	Group Art Unit:	2194
Filed:	November 18, 2003	Docket No.:	MS 305610.01/60001.0314US01
Customer No.:	27488	Confirmation No.:	6488
Title:	Extension of Commanding to Control Level		

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**PETITION UNDER 37 C.F.R. §1.182**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

This is a Petition for the withdrawal of the Terminal Disclaimer filed on June 6, 2007.

A typographical error was made in the Terminal Disclaimer that was filed on June 6, 2007. The Terminal Disclaimer was erroneously made with respect to U.S. Patent No. 7,143,218. Instead, the Terminal Disclaimer should have been made with respect to U.S. Patent No. 7,143,213. This error was confirmed during a conversation on September 26, 2007 between Applicant's representative, Robert A. Kalinsky, and Examiner Truong.

A new terminal disclaimer is submitted herewith that disclaims the term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of U.S. Patent No. 7,143,213.

M.P.E.P. § 1490(VII) states that “[i]f timely requested, a recorded terminal disclaimer may be withdrawn before the application in which it is filed issues as a patent.” Subparagraph A further states that “[u]nder appropriate circumstances, consistent with orderly administration of the examination process, the nullification of a recorded terminal disclaimer may be addressed by filing a petition under 37 CFR 1.182 requesting withdrawal of the recorded terminal disclaimer.

Therefore, Applicant respectfully requests withdrawal of the Terminal Disclaimer filed on June 6, 2007, consistent with MPEP § 1490(VII)(A).

Fees related to the submission of this paper are being charged to an authorized credit card in the amount of \$400 for a large entity.

Additionally, the Commissioner is hereby authorized to charge any additional fees as set forth in §§ 38 CFR 1.16 to 1.18 which may be required for entry of these papers or to credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

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P.O. Box 2903  
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612/332-5300

Date: July 26, 2007

/Robert A. Kalinsky/  
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